

I, Laura E Luther of the County of Buncombe, State of North Carolina, do make and publish this my last Will and testament

I desire to be buried in the Family Burying Ground where rests the remains of my Father & Mother I direct that all my just debts and funeral expenses shall be paid first, and that my personal estate be charged with the payment thereof, before my real estate, or any portion thereof shall be resorted to

I give, devise, and bequeath all my estate of whatever character and wheresoever situate unto my two sisters Barbara Elizabeth Luther and Ellen Refina Luther share and share alike for the period or term of their natural lives. Upon the death of either one of them, the remainder in the share of my estate hereby devised to her for life, I give, devise and bequeath unto any child, or children, share and share alike, which she may have surviving her, but should she not leave surviving her any such child or children, I give and devise and bequeath the remainder in said share to the one of the said sisters, who may survive, for her natural life, with power to devise after her death, by will or deed of the share thus surviving to her as well as the remainder of the share devised herein directly to her for life, to such persons and in such manner as she may desire

My other sisters are married comfortably situated in life. My brothers are able to provide for them selves and it is from a desire to secure an assured support and maintenance for my single sisters, as well as to keep our one property which came to us from our Father together as long as possible, and not from want of consideration or affection, for my other brothers and sisters that I have made this disposition of my property

I hereby nominate and appoint my brother Solomon J Luther the Executor of this Will

In testimony whereof I have hereunto set my hand and seal, this the twenty second day of July A.D. 1885

Laura E Luther (Dead)

And in further testimony whereof we, at the request of the testatrix, and in her presence have hereunto set our names as subscribing witnesses on the day and in the year aforesaid

State of North Carolina } In the Superior Court
Buncombe County } August 25th 1885

In the matter of proving the will of Laura E Luther deceased,

Before me, E.W. Harndon Clerk of the Superior Court for the County and State aforesaid, personally appeared, E.H. Thrash and Theo F. Davidson of the said County and State, who being by me first duly sworn with depose and say, and each for himself depose and saith, that he is the subscribing witness to the instrument now shown to him purporting to be the last will and testament of Laura E Luther of the County and State of said, that the said Laura E Luther did in the presence of the deponent subscribe her name and put her seal to the end of the instrument which is now shown and exhibited to the deponent, as aforesaid, and which purports to be the last will and testament of the said Laura E Luther and which bears date the 22nd day of July, 1885. And the deponent further saith that the said Laura E Luther, the said testatrix, did, at the time of subscribing her name as aforesaid execute the said instrument so subscribed by her and now exhibited to be her last will and testament, and the deponent did thereupon subscribe her name at the end of said will as an attesting witness thereto, in the presence of, and at the request of the said testatrix, and the deponent further saith that at the said time when the said testatrix subscribed her name to the said last will as aforesaid, and at the time of the deponent, subscribing his name as an attesting witness thereto, as aforesaid the said Laura E Luther was of sound mind, and memory, of full age to execute a will, and was not under any restraint to the knowledge, information or belief of the deponent, and further this deponent say next

E.H. Thrash

Sworn to and subscribed before me this 25th day of Aug 1885

E.W. Harndon Clerk
of the Superior Court

State of North Carolina } In the Superior Court
Buncombe County } Aug 25th 1885

I, E.H. Thrash, purporting to be the last will and testament of Laura E Luther deceased, dated the 22nd day of July

being exhibited before me, together with the proofs of the witnesses touching the execution of the said instrument

It is therefore adjudged that the said paper writing and every part thereof is the last will and testament of the said Larue & Guttery, that the same has been duly proved, and the same, together with this order and the proofs and examinations as taken above are ordered to be recorded and filed

And therefore the said Solomon J. Luther the Executor of the said will, duly qualified as such by taking the oath required by law

C. W. Herndon
Clerk Superior Court

North Carolina } In the Superior Court
Buncombe County } Before W. T. Reynolds Clerk
of the Superior Court

A paper writing purporting to be the last will and testament of R. W. Pulliam deceased being offered for Probate, and it appearing that the same was and is a holograph will and found among the valuable papers of the deceased, Laurence Pulliam is caused to appear in Court and thereupon he deposes and says as follows, after having been duly sworn according to law: That the said paper writing was found by him in the safe of C. W. De Vault in the City of Asheville in a drawer in said safe, kept as a private drawer of the deceased for the purpose of keeping therein his valuable papers, and of which drawer the deceased had a key; and that the said paper purporting to be said last will and testament was so found by affiant among the other and valuable papers of the deceased - And that the same paper so found is the identical paper here offered for Probate

Laurence Pulliam

Sworn & subscribed before me
this 23rd Feb'y 1886

W. T. Reynolds

Buncombe Co. NC Wills, Bk B 1868-1899

www.northcarolinapioneers.com

Asheville N. C. Carolina

April 1st 1885

I R. W. Pulliam having reached, within a few days, the anniversary of my seventy seventh birth day, which will occur on the 27th day of this month and being admonished by increasing infirmities that my life must soon terminate I proceed now to execute this my last will and testament which I do in behalf of my beloved children, and for the administration of the same, I hereby appoint my son Laurence Pulliam my executor and request and hereby direct that he shall not be required to give bond with security as I have the most implicit confidence in his integrity and responsibility

First, be it known, that, many years ago, I executed a deed which was duly recorded in the Registers books for the County of Buncombe to that portion of Real Estate in the town of Asheville on which is my dwelling house the store now occupied by W. T. Weaver and the store now occupied by C. W. De Vault and Laurence Pulliam also the lot around my old wood stable East of the public square whereby the said property should become the property of my children in equal portions, share and share alike after I should have passed away. I have no disposition now to revoke or change that instrument and I hereby request and instruct my said Executor to facilitate and consummate the provisions of that instrument in a manner most agreeable to a majority of my legatees with the least practicable delay and avoid all social friction or unkind feeling

The Building occupied by C. W. De Vault who is the husband of my daughter Laura and Laurence Pulliam as a Drug Store was intended a few years ago for the purpose and in the erection provision was made that the upper story of said building be used for offices

C. W. De Vault who is the husband of my daughter Ella advanced towards its erection the sum of two thousand (\$2000) dollars, with an understanding and agreement that he have the use of the upper story for his own and other offices in lieu of interest on the said two thousand dollars whilst the said C. W. De Vault and Laurence Pulliam should use the ground floor room and basement for Drug Store purposes, they having agreed to keep said building insured for two thousand dollars and pay taxes for same amount which has been done and having been done

being exhibited before me, together with the proofs of the witnesses touching the execution of the said instrument

It is therefore adjudged that the said paper writing and every part thereof is the last will and testament of the said Larue & Guttery, that the same has been duly proved, and the same, together with this order and the proofs and examinations as taken above are ordered to be recorded and filed

And therefore the said Solomon J. Luther the Executor of the said will, duly qualified as such by taking the oath required by law

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